

FILED

2008 JUL 30 P 2:58

RICHARD W. WIEKING  
CLERK  
U.S. DISTRICT COURT  
NO. DIST. OF C.A. S.J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Matthew Kozlowski Plaintiff

vs.  
Charles D. Lee, et al.

Defendant

CASE NO. C 08-00954 JW

PRISONER'S  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS

I, Matthew Kozlowski, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes        No X

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: NA Net: NA

Employer: NA

If the answer is "no," state the date of last employment and the amount of the gross and net salary

PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. \_\_\_\_\_

1 and wages per month which you received. (If you are imprisoned, specify the last place of  
2 employment prior to imprisonment.)

Never have I been employed

6      2. Have you received, within the past twelve (12) months, any money from any of the following  
7      sources:  ✓

- 8      a. Business, Profession or Yes \_\_\_ No \_\_\_  
9               self employment  
10     b. Income from stocks, bonds, Yes \_\_\_ No X  
11               or royalties?  
12     c. Rent payments? Yes \_\_\_ No X  
13     d. Pensions, annuities, or Yes \_\_\_ No X  
14               life insurance payments?  
15     e. Federal or State welfare payments, Yes \_\_\_ No X  
16               Social Security or other govern-  
                      ment source?

18 If the answer is "yes" to any of the above, describe each source of money and state the amount  
19 received from each.

NA

22 3. Are you married? Yes  No

23 | Spouse's Full Name: \_\_\_\_\_

Yes  No

23 Spouse's Full Name:

## 24 Spouse's Place of Employment:

**25 Spouse's Monthly Salary, Wages or Income:**

26 Gross \$        Net \$

27 4. a. List amount you contribute to your spouse's support : \$ 0  
28 b. List the persons other than your spouse who are dependent upon you for support  
**PRIS APPLIC. TO PROC. IN FORMA**

1 and indicate how much you contribute toward their support. (NOTE: For minor  
 2 children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

3 \_\_\_\_\_  
 4 *NA*

5. Do you own or are you buying a home? Yes  No

6. Estimated Market Value: \$ *0* Amount of Mortgage: \$ *0*

7. Do you own an automobile? Yes  No

8. Make *NA* Year *NA* Model *NA*

9. Is it financed? Yes  No *NA* If so, Total due: \$ *NA*

10. Monthly Payment: \$ *NA*

11. Do you have a bank account? Yes  No  (Do not include account numbers.)

12. Name(s) and address(es) of bank: *NA*

13. \_\_\_\_\_

14. Present balance(s): \$ *NA*

15. Do you own any cash? Yes  No  Amount: \$ *0*

16. Do you have any other assets? (If "yes," provide a description of each asset and its estimated  
 17. market value.) Yes  No   
 18. \_\_\_\_\_

19. What are your monthly expenses?

20. Rent: \$ *0* Utilities: *0*

21. Food: \$ *0* Clothing: *0*

22. Charge Accounts:

Name of Account	Monthly Payment	Total Owed on This Acct.
<i>NA</i>	\$ <i>NA</i>	\$ <i>NA</i>
<i>NA</i>	\$ <i>NA</i>	\$ <i>NA</i>
	\$ <i>NA</i>	\$ <i>NA</i>

27. 9. Do you have any other debts? (List current obligations, indicating amounts and to whom  
 28. they are payable. Do not include account numbers.) *I owe \$5,250 in Restitution*  
 PRIS. APPLIC. TO PROC. IN FORMA

I owe \$5,250 in Restitution

10. Does the complaint which you are seeking to file raise claims that have been presented in  
other lawsuits?

Yes  No

5 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which  
6 they were filed.

9 I consent to prison officials withdrawing from my trust account and paying to the court the  
10 initial partial filing fee and all installment payments required by the court.

11 I declare under the penalty of perjury that the foregoing is true and correct and understand  
12 that a false statement herein may result in the dismissal of my claims.

13 7/14/08

14 DATE

Kozlowski Matthew

SIGNATURE OF APPLICANT

28 PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. \_\_\_\_\_

1  
2 Case Number: C08-00954  
3  
4  
5  
6  
7  
8

9 **CERTIFICATE OF FUNDS**

10 **IN**  
11 **PRISONER'S ACCOUNT**

12  
13 I certify that attached hereto is a true and correct copy of the prisoner's trust account  
14 statement showing transactions of Kozlowski Matthew for the last six months at  
15 [prisoner name]  
16 Wyoming State Prison where (s)he is confined.

17 [name of institution]

18 I further certify that the average deposits each month to this prisoner's account for the most  
19 recent 6-month period were \$ .00 and the average balance in the prisoner's account  
20 each month for the most recent 6-month period was \$ .07.

21  
22 Dated: 7-24-08

S. Kittlejohn  
23 [Authorized officer of the institution]

24  
25  
26  
27  
28

CALIFORNIA DEPARTMENT OF CORRECTIONS  
 MULE CREEK STATE PRISON  
 INMATE TRUST ACCOUNTING SYSTEM  
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU JUL. 24, 2008

ACCOUNT NUMBER : P82055 BED/CELL NUMBER: A 010000000143L  
 ACCOUNT NAME : KOZLOWSKI, MATTHEW MARK ACCOUNT TYPE: I  
 PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

TRAN	DATE	CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
	01/01/2008		BEGINNING BALANCE					0.40
	05/27	W502	POSTAGE CHARG	0523 4393			0.17	0.23

\* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 06/02/00	CASE NUMBER: H27383			
COUNTY CODE: ALA	FINE AMOUNT: \$ 10,000.00			
DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
01/01/2008		BEGINNING BALANCE		10,000.00
07/09/08	VP55	PLRA REST. PAYMENT UPDATE	4,750.00-	5,250.00

\* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT \*  
 \* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. \*

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTION TO BE POSTED
0.40	0.00	0.17	0.23	0.00	0.00

CURRENT AVAILABLE BALANCE

0.2



THE WITHIN INSTRUMENT IS A CORRECT  
COPY OF THE TRUST ACCOUNT MAINTAINED  
BY THIS OFFICE.

ATTEST: 7-24-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY J. Littlejohn  
TRUST OFFICE

Matthew Kozlowski P82055

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Document 6-3

Filed 07/30/2008

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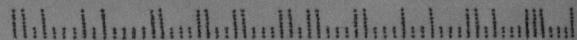


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